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PTO/SB/30 (09-03)

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U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**Request  
For  
Continued Examination (RCE)  
Transmittal**

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Application Number	09/491,896
Filing Date	January 24, 2000
First Named Inventor	Matthew J. During
Art Unit	1647
Examiner Name	B. Bunner
Attorney Docket No.	102194-6RCE

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**

Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
- a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
- i. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- ii. ☒ Other Notice of Appeal Received by USPTO 11/10/2003
- b. ☒ Enclosed
- i. ☒ Amendment and Response
- iii. ☒ Executed Assignment with Recordation Cover Sheet
- ii. ☒ Rule 132 Declaration of Matthew During
- iv. ☒ Other Manuscript, Figures
2. **Miscellaneous**
- a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
- b. ☐ Other \_\_\_\_\_
3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
- a. ☐ The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. \_\_\_\_\_
- i. ☒ Enclosed is a check of \$385.00 for RCE fee required under 37 CFR 1.17(e).
- ii. ☒ Enclosed is a Petition for One-Month Extension of Time
- iii. ☒ Other A check for \$55.00 (for extension fee) and a check for \$40.00 (assignment fee)

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED**

Name (Print/Type)	Thomas J. Engellenner	Registration No. (Attorney/Agent)	28,711
Signature		Date	February 10, 2004

**Request for Continued Examination Transmittal**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail, in an envelope addressed to: MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: February 10, 2004

Signature: (Thomas J. Engellenner)

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



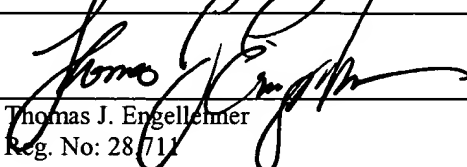
Applicants: Matthew J. During  
 Application No: 09/491,896  
 Filing Date: January 24, 2000  
 Entitled: **Method for Modifying Target  
 Receptor Function Associated  
 With Neurological Disorders**  
 Atty. Docket No: 102194-6

Group Art Unit: 1647

Examiner: B. Bunner

Certificate of Mailing (37 C.F.R. 1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service Post Office as first class mail in an envelope addressed to: Mail Stop RCE Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date set forth below.

February 10, 2004	By:	
Date of Signature and Mail Deposit		Thomas J. Engellemer Reg. No: 28,711

**AMENDMENT AND RESPONSE**

Mail Stop RCE  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450

Dear Sir:

This Amendment and Response is submitted in accordance with 37 CFR 1.114(d) following a Notice of Appeal received by the U.S. Patent and Trademark Office on November 10, 2003. A Request for Continued Examination (RCE) is filed herewith. This Amendment and Response is filed in response to the Office Action dated May 5, 2003. Please amend the above-referenced patent application as follows:

**Amendments to the claims** and the complete listing of claims begin on page 2 of this submission.

**Remarks** begin on page 13 of this submission.